

BILL NO. G-71-02-18

GENERAL ORDINANCE NO. G-108-71

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of public street and easements in Rodenbeck's 7th Addn.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A petition for the vacation of public street and easements by WALTER E. RODENBECK and EMMA RODENBECK having been filed with the Fort Wayne City Plan Commission, and a resolution having been duly adopted by the Fort Wayne City Plan Commission on January 25, 1971 following a public hearing thereon, all in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Indiana Statutes, 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public street and easements in Fort Wayne, Allen County, Indiana, to-wit:

Torrington Drive, bounded on the north by Lots 138 through 153, and on the south by Lots 125 through 138 in Rodenbeck's 7th Addition, in Allen County, in the State of Indiana, together with the easements located on Lots 130, 131, 137, 138, 139, 140, 143, 144, 147, 148, 151, and 152, according to the recorded plat thereof being a subdivision of part of the Southwest quarter of Section 31 North, Range 12 East, in Allen County, in the State of Indiana.

SECTION 2. After passage of this Ordinance, approval by the Mayor, and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

APPROVED AS TO FORM
AND LEGALITY

GITY ATTORNEY

Councilman

Read the first time in full and on motion by Tipton seconded by Geake and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan ~~Commission for recommendation~~) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____, 19____, at _____ o'clock P.M., E.S.T.

Date: 2-23-71

Frank G. Bonakroom
City Clerk

Read the third time in full and on motion by Tipton seconded by Geake and duly adopted, placed on its passage.

Passed (~~lost~~) by the following vote:

AYES	<u>8</u>	NAYS	<u>0</u>	ABSTAINED	_____	ABSENT	<u>1</u>	to-wit:
Adams	_____	_____	_____	_____	_____	_____	_____	✓
Dunifon	✓	_____	_____	_____	_____	_____	_____	_____
Fay	✓	_____	_____	_____	_____	_____	_____	_____
Geake	✓	_____	_____	_____	_____	_____	_____	_____
Nuckols	✓	_____	_____	_____	_____	_____	_____	_____
Robinson	✓	_____	_____	_____	_____	_____	_____	_____
Rousseau	✓	_____	_____	_____	_____	_____	_____	_____
Steigerwald	✓	_____	_____	_____	_____	_____	_____	_____
Tipton	✓	_____	_____	_____	_____	_____	_____	_____

Date 3-9-71

Frank G. Bonakroom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~) (General) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (~~Resolution~~) No. 9-10871

on the 9th day of March, 19 71.

ATTEST: (SEAL)

Frank G. Bonakroom
City Clerk

Will H. Hunsaker
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of March, 19 71 at the hour of 8:30 o'clock A.M., E.S.T.

Frank G. Bonakroom
City Clerk

Approved and signed by me this 10th day of March, 19 71, at the hour of 10:38 o'clock A.M., E.S.T.

Harold S. Zeis
Mayor

Bill No. G-71-02-18

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of public
street and easements in Rodenbeck's 7th Addn.,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance do PASS.

HERBERT G. TIPTON, Chairman

JACK K. DUNIFON, Vice-Chairman

THOMAS G. ADAMS

WILLIAM K. GEAKE

JOHN H. ROBINSON

Herbert G. Tipton
Jack K. Dunifon
Thomas G. Adams
William K. Geake
John H. Robinson

CONCURRED IN
DATE 3-9-71 FRANK G. BONAHOOM, CITY CLERK

RESOLUTION

WHEREAS, Walter E. Rodenbeck and Emma Rodenbeck have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public and street and alley in Allen County, Indiana, to-wit:

Torrington Drive, bounded on the north by Lots 138 through 153, and on the south by Lots 125 through 138 in Rodenbeck's 7th Addition, in Allen County, in the State of Indiana, together with the easements located on Lots 130, 131, 137, 138, 139, 140, 143, 144, 147, 148, 151, and 152, according to the recorded plat thereof being a subdivision of part of the Southwest quarter of Section 31 North, Range 12 East, in Allen County, in the State of Indiana,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stat. § 53-744 (Burns 1964 Repl. Ed.); and Acts 1969, Chapter 239, Section 601, page 894, being Burns Indiana Statute Annotated Sec. 48-916, 1970 Supplement; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on January 25, 1971, at 7:30 p.m. and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street, easements and lots;

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinabove described together with Lots 125 through 153 inclusive conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and,

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission


that the vacation of said public street, easements and lots herein-
above described be and the same is hereby approved; and,

BE IT FURTHER RESOLVED that the action of the Fort Wayne
City Plan Commission be forwarded to the proper governing body having
jurisdiction of the vacation of streets and alleys in Allen County,
Indiana.

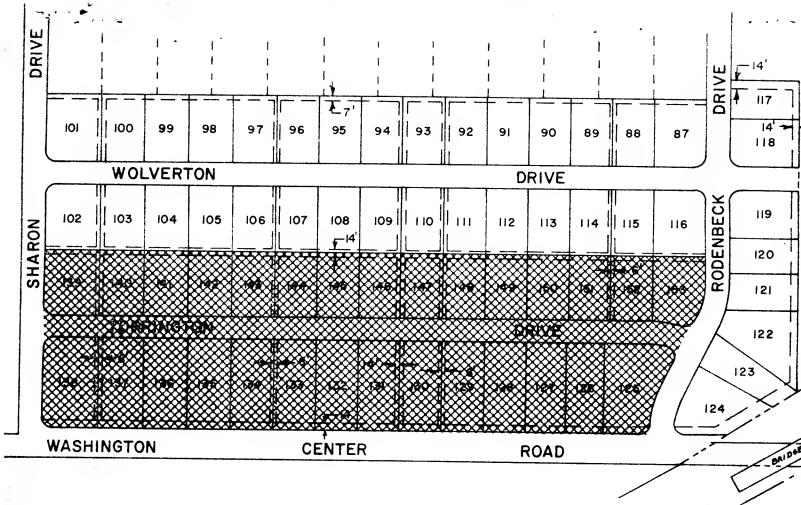
STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Arthur C. Richard, President of the
Fort Wayne City Plan Commission, do hereby certify that attached
hereto is a full, true and correct copy of a resolution adopted by
the Fort Wayne City Plan Commission following a public hearing of
said Commission held on January 25, 1971, and as the same appears
of record in the official records of said Plan Commission.

Dated the 25th day of January, 19 71.



Arthur C. Richard, President
Fort Wayne City Plan Commission

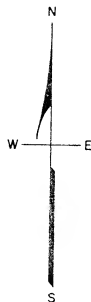


PLAT OF

RODENBECKS 7 TH ADDITION



PART OF PLAT TO BE VACATED



Common Council-City of Ft. Wayne
(Governmental Unit)

To.....NEWS-SENT INEL.....Dr.

Allen.....County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
—number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

—
—
102
1
103

COMPUTATION OF CHARGES

103 lines, columns wide equals equivalent lines at 28¢
cents per line \$29.66

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$29.66

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. Hostman

Date March 29, 1971

Title Clerk

Notice is hereby given that on the 29th day of March, 1971, the Common Council of the City of Fort Wayne, Indiana, in its Regular Session, did pass the following General Ordinance, to-wit:

Bill No. G-108-71
AN ORDINANCE amending General Ordinance No. G-7 adopted by authorizing the vacation of public street and easements in Rodenbeck's 7th Addn.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A petition for the vacation of public street and easements by WALTER B. RODENBECK and EMMA RODENBECK, having been filed with the Fort Wayne City Plan Commission, and a resolution having been duly adopted by the Mayor, City Plan Commission on January 25, 1971, following a public hearing held in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana as amended by Section 3, Chapter 385, of the Acts of 1965 of the General Assembly of the State of Indiana (Burns Indiana Statutes, 1964 Replenishment, Sec. 1414) the Thoroughfare Plan as set forth in General Ordinance No. G-67 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public street and easements in Fort Wayne, Allen County, Indiana:

Terrington Drive, bounded on the north by Lots 128 through 130, one on the south by Lots 131 through 138 in Rodenbeck's 7th Addition, in Allen County, in the State of Indiana, together with the easements located on Lots 130, 131, 137, 138, 139, 140, 142, 144, 145, 146, 151 and 152 according to the recorded plat thereof being a subdivision of part of the Southwest East 1/4 of Section 31 North, Range 12 East, in Allen County, in the State of Indiana.

SECTION 2. After passage of this Ordinance, approved by the Mayor, and legal publication, a duly certified copy of this ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approved by the Mayor, HERBERT G. Tipton, the Mayor.

Read the third time in full and on motion by Tipton seconded by Geale and duly adopted, placed on its passage. Passed by the following vote:

Ayes: eight
Dunham, Fey, Geale, Nuckolls, Robinson, Rousseau, Steigerwald, Tipton.

Nays: none.

Attest: Clerk, Lewis; Councilman Adams.

Date: 3-27-71.

PAUL G. BONAHOOM, City Clerk.

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, on the 29th day of March, 1971.

General Ordinance No. G-108-71 on the 29th day of March, 1971.

ATTEST: (Seal)

PAUL G. BONAHOOM, City Clerk.

PHIL A. STEIGERWALD,

Presiding Officer.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of March, 1971, at the hour of 8:30 o'clock A.M., E.S.T.

PAUL G. BONAHOOM, City Clerk.

Approved and signed by me this 10th day of March, 1971, at the hour of 10:28 o'clock A.M., E.S.T.

HAROLD S. ZEIS, Mayor.

I, Paul G. Bonaohoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full true and complete copy of General Ordinance No. G-108-71 passed by the Common Council on the 29th day of March, 1971.

and that said Ordinance was duly signed and approved by the Mayor on the 29th day of March, 1971, and duly placed on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 10th day of March, 1971.

PAUL G. BONAHOOM, City Clerk.

3-19, 20.

PUBLISHER'S AFFIDAVIT

State of Indiana) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned, A. M. Hostman, who, being duly sworn, says that she is Clerk

NEWS-SENT INEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA, in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

March 19, 1971

March 26, 1971

Subscribed and sworn to before me this 29th day of March, 1971.

Phil A. Steigerwald
Notary Public

My commission expires March 8, 1974